

Serial No. 10/602,420

Page 5 of 7

REMARKS

Claims 1-5 are pending in the application. Applicant amends claims 1-4 for clarification.

No new matter has been added.

Applicant acknowledges with appreciation the Examiner's finding that claim 3 contains allowable subject matter. Applicant amends claim 3 to independent form, and respectfully requests that the Examiner allow the claim.

The Examiner objected to claims 2 and 4 for a number of informalities, which Applicant corrects in accordance with the Examiner's suggestions. Accordingly, Applicant respectfully requests that the Examiner withdraw the objections.

Claims 1-2 and 4-5 stand rejected under 35 U.S.C. 102(b) as being anticipated by U.K. Patent Application Publication No. GB 2361348 to Ford. Applicant respectfully traverses the rejection.

Ford describes a technique for applying simulated DJ scratching movements to a secondary audio system by using a detector for detecting the movement of a reflective pattern on a specialized encoded "dummy record." As shown in Fig. 2 of Ford, the detector described therein relies on the reflective/non-reflective—and, thus, binary-digital—pattern on this specialized dummy record to detect the movement parameters of the record. As such, Ford does not disclose the claimed feature of detecting both the speed of revolution and the sense of rotation for either a turntable or an analog record. Ford further fails to disclose the claimed feature of the detecting not requiring a specialized disk.

In other words, Ford, as cited and relied upon by the Examiner, fails to disclose,

"[a] digital audio data reproducing system comprising:  
a digital audio data reproducing apparatus including a  
recording medium in which digital audio data are stored, detection

84154263\_1

RECEIVED  
CENTRAL FAX CENTER

AUG 09 2006

Serial No. 10/602,420

Page 6 of 7

means for detecting the digital audio data stored in said recording medium and a processing section for reproducing said digital audio data in accordance with a reproducing speed signal and a reproducing direction signal which are supplied from the outside to said detection means;

an analog record player including a turntable for an analog record and rotation driving means for said turntable; and

a rotation detecting apparatus mounted onto said analog record player for detecting both the speed of revolution and the sense of rotation for either said turntable or said analog record, which is rotated by said turntable, and for supplying said reproducing speed signal and said reproducing direction signal to said digital audio data reproducing apparatus, after determining said reproducing speed signal and said reproducing direction signal from the detection signals for the speed of revolution and the sense of rotation, wherein

said rotation detecting apparatus does not require a specialized disk for said detecting," as recited in amended claim 1. (Emphasis added)

Accordingly, Applicant respectfully submits that claim 1, together with claims 2 and 4-5 dependent therefrom, is patentable over Ford for at least the above-stated reasons.

Claims 1-2 also stand rejected under the judicially-created doctrine of obviousness-type double patenting as being unpatentable over claims 1 and 4 of U.S. Patent No. 6,898,165 in view of U.S. Patent No. 6,881,949 to Spencer. Spencer was not filed until November 12, 2002, which was after the June 24, 2002 priority date of the present application. As such, Spencer is not prior art to the present application. Accordingly, Applicant respectfully submits that the Examiner has not established obviousness, and requests that the Examiner withdraw the rejection.

The above statements on the disclosures in the cited reference represent the present opinions of the undersigned attorney. The Examiner is respectfully requested to specifically indicate those portions of the reference that provide the basis for a view contrary to any of the above-stated opinions.

Applicant appreciates the Examiner's implicit finding that the additional references made

84154253\_1

Serial No. 10/602,420

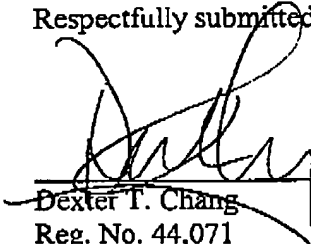
Page 7 of 7

of record, but not applied, do not render the claims of the present application unpatentable,  
whether these references are considered alone or in combination with others.

In view of the remarks set forth above, this application is in condition for allowance  
which action is respectfully requested. However, if for any reason the Examiner should consider  
this application not to be in condition for allowance, the Examiner is respectfully requested to  
telephone the undersigned attorney at the number listed below prior to issuing a further Action.

Any fee due with this paper may be charged to Deposit Account No. 50-1290.

Respectfully submitted,

  
Dexter T. Chang  
Reg. No. 44,071

CUSTOMER NUMBER 026304

Telephone: (212) 940-8703

Fax: (212) 940-8986 or 8987

Docket No.: 310191-00053 (WISSEL 20.401)

DTC:bf

84154263\_1